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Cermak and Kenealy LLP

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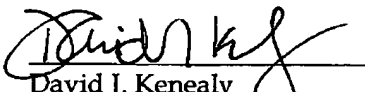
to

THE UNITED STATES PATENT AND TRADEMARK OFFICE

TO:	Mail Stop AMENDMENT	FROM:	David J. Kenealy Cermak & Kenealy LLP
FAX:	703.872.9306	REF. NO:	MD3015-0031
VOICE:		PAGES	9 (incl. this sheet)
App. No.:	10/530,481	DATE:	June 24, 2005

The undersigned hereby certifies that the following document(s)-is (are) being transmitted by telefacsimile to the United States Patent and Trademark Office at the above "FAX" number, on the above DATE:

- 1) This facsimile Certification cover sheet (1 pg)
- 2) Information Disclosure Statement (3 pp)
- 3) Form PTO-1449 (1 pg)
- 4) Copy of one non-US patent reference cited on PTO-1449 (4 pp)


David J. Kenealy
Registration Number 40,411

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Att'y Dkt. No. MD3015-0031
U.S. App. No. 10/530,481

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Junji HOSHIBA et al.

Appl. No.: 10/530,481

Filing Date: April 6, 2005

Art Unit: [to be assigned]

Examiner: [to be assigned]

Atty. Docket: MD3015-0031

Title: ARTIFICIAL NIPPLE FOR EXPERIMENTAL ANIMALS

INFORMATION DISCLOSURE STATEMENT

Mail Stop AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Listed on the accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97, and 1.98.

- ☒ 1. This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No certification or fee is required.
- ☐ 2. The Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.
- ☐ a. Below is a certification under 37 C.F.R. § 1.97(e).
- ☐ b. Attached is our check no. _____ in the amount of \$ 180.00 in payment of the fee under 37 C.F.R. § 1.17(p).
- ☐ c. Please charge my Deposit Account No. 50-2821 in the amount of \$180.00 for the fee under 37 C.F.R. § 1.17(p).
- ☐ d. Please charge the credit account identified in the attached form PTO-2038 for the fee under 37 C.F.R. § 1.17(p).

Att'y Dkt. No. MD3015-0031

U.S. App. No. 10/530,481

- ☐ 3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but before payment of the Issue Fee. Applicant hereby Petitions that the Information Disclosure Statement be considered. For the fee under 37 C.F.R. § 1.17(p) in the amount of \$180.00, ☐ attached is my check ☐ please charge my Deposit Account No. 50-2821 ☐ please charge the credit account identified in the attached form PTO-2038
- ☐ 4 Certification(s) under 37 C.F.R. § 1.97(e):
- ☐ a. I hereby certify that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1).
- ☐ b. I hereby certify that no item of information on this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).
- ☐ 5. Relevance of the non-English language document(s) is discussed in the present specification. See pages _____ of the specification of the present application.
- ☐ 6. The document(s) was/were cited in a corresponding foreign application; ☐ a copy of a search report issued in the foreign application is attached, and/or ☐ an English language version of the foreign search report is attached for the Examiner's information. M.P.E.P. § 609 III (A)(3).
- ☐ 7. A concise explanation of the relevance of the non-English language document(s) ☐ is attached hereto or ☐ appears below.
- ☐ 8. Copies of the documents were cited by or submitted to the U.S. P.T.O. in Application No. _____, filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).
- ☐ 9. Copies of the documents cited in the International Search Report (PCT/ISA/210) and/or the International Preliminary Examination Report (PCT/IPEA/416) have been received by the U.S. P.T.O., as indicated on the Notification of Acceptance (PCT/DO/EO/903); accordingly, additional copies are not provided herewith. M.P.E.P. §§ 609 II, 1892.03(g).
- ☐ 10. Copies of the U.S. patent documents cited on the PTO-1449 filed herewith are NOT provided. 37 C.F.R. 1.98(a)(2)(ii).

Att'y Dkt. No. MD3015-0031
U.S. App. No. 10/530,481

☐ 11. Certification under 37 C.F.R. § 1.704(d):

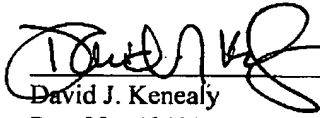
Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of this information disclosure statement.

☐ 12. Other: _____.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and to indicate in the official file wrapper of this patent application that the documents have been considered.

Respectfully submitted,

By:


David J. Kenealy
Reg. No. 40411

Date: June 24, 2005

U.S. P.T.O. Customer Number 39083

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703.778.6610(v)
703.652.5101 (f)

Page 1 of 1

FORM PTO 1449 (modified) INFORMATION DISCLOSURE STATEMENT	Att'y. Ref. No.: MD3015-0031	App. No.: 10/530,481
	APPLICANT(S): Junji HOSHIBA et al.	
	FILING DATE: April 6, 2005	Group Art Unit: To Be Assigned

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	PUB'N DATE	NAME	CLASS	SUBCLASS	FILING DATE

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	PUB'N DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						<input type="checkbox"/> Yes <input type="checkbox"/> No
						<input type="checkbox"/> Yes <input type="checkbox"/> No
						<input type="checkbox"/> Yes <input type="checkbox"/> No
						<input type="checkbox"/> Yes <input type="checkbox"/> No

OTHER (Including Author, Title, Date, Pertinent Pages, Publisher, etc.)

	Hoshiba, J., "Automatic Feeder for Newborn Rat Use Within 12 Hours of Birth," Contemporary Topics 1996;35(5):83-86.

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.	

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